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2023 DEC 12 AM 11:30 UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK.

TYRONE WOOLASTON,
PETITIONER,
v.

CASE NO. 1:23CV09153
CRIM. NO. 1:18 CR 212

UNITED STATES OF AMERICA,
RESPONDENT.

MOTION TO REFUSE CONSENT TO
REFER CIVIL ACTION TO MAGISTRATE JUDGE

COMES NOW PETITIONER, TYRONE WOOLASTON,
REG. NO. 85369-054, PRO-SE PURSUANT TO
HAINES V. KERNER, 404 U.S. 519- 520 (1972),
BEFORE THIS HONORABLE COURT REFUSING
TO CONSENT TO REFERRING THE ABOVE
CAPTIONED CASE TO A MAGISTRATE JUDGE.

PETITIONER REASONS THAT THE DISTRICT
COURT JUDGE, ORIGINALLY INVOLVED WITH
HIS CASE HAS A FAMILIARITY TO THE CASE
THAT THE MAGISTRATE JUDGE WOULD NOT
HAVE AT THIS PLACE IN THE PROCEEDINGS.

THEREFORE, THE PETITIONER DOES NOT
CONSENT TO THE MAGISTRATE JUDGE.

RESPECTFULLY SUBMITTED,

TYRONE WOOLASTON

REG. NO. 85369-054

FCI - FT. DIX / CAMP

P.O. Box 24000

Joint Base McGuire, N.J. 08840

DATE: 12-06-2023

CERTIFICATE OF SERVICE

I, TYRONE WOOLASTON, REG. NO. 85369-054
DO CERTIFY THAT A TRUE COPY OF THIS MOTION
NOT CONSENTING TO THE MAGISTRATE JUDGE
WAS PLACED INTO THE MAILING SYSTEM OF
FCI - FT. DIX / CAMP ON THE DATE SHOWN
B BELOW USING FIRST CLASS, U.S. MAIL, PRE-PAID TO:

1. CLERK, U.S. DISTRICT COURT
500 PEARL STREET
NEW YORK, NY 10007

2. OFFICE OF U.S. ATTORNEY
ONE SAINT ANDREWS PLACE
NEW YORK, NY 10007

DATE MAILED: 12-6-2023

RESPECTFULLY SUBMITTED,


TYRONE WOOLASTON
REG. NO. 85369-054

Application DENIED. Because Judge Alison Nathan, who presided over Mr. Woolaston's criminal case, is no longer a District Court judge, this case was reassigned to the Undersigned. The Undersigned therefore decided that it would be efficient to refer Mr. Woolaston's habeas petition to Magistrate Judge Lehrburger for a report and recommendation, which the Court will take into account when deciding whether to grant it.

The Clerk of Court is respectfully directed to close the open motion at Dkt. 205 (18-cr-212) and to mail a copy of this Order to Mr. Woolaston.

SO ORDERED.


12/13/2023

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE